
HOUSE BILL No. 1338

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-14-3-16.

Synopsis: Electioneering on election day. Provides that a person who knowingly electioneers on election day commits a Class D felony.

Effective: July 1, 2003.

Chowning

January 14, 2003, read first time and referred to Committee on Elections and Apportionment.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1338

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 3-14-3-16 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 16. (a) As used in this
3 section, "electioneering" includes expressing support **of** or opposition
4 to any candidate or political party or expressing approval or
5 disapproval of any public question in any manner that could reasonably
6 be expected to convey that support or opposition to another individual.

7 (b) A person who knowingly does any electioneering

8 ~~(1)~~ on election day ~~within:~~

9 ~~(A) the polls; or~~

10 ~~(B) fifty (50) feet of the entrance to the polls; or~~

11 ~~(2) within an area in the office of the circuit court clerk used by~~
12 ~~an absentee voter board to permit an individual to cast an~~
13 ~~absentee ballot;~~

14 commits a Class D felony.

15 (c) **This section does not prohibit the following:**

16 (1) **The display of signs or other expressions of:**

17 (A) **support of or opposition to a candidate; or**



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- 1 **(B) approval or disapproval of a public question;**
2 **if the display is a continuation of a display that began before**
3 **election day.**
4 **(2) The communication of:**
5 **(A) support of or opposition to a candidate; or**
6 **(B) approval or disapproval of a public question;**
7 **if the communication was sent before election day.**

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